

RETURN DATE: SEPTEMBER 3, 2019 : SUPERIOR COURT-HOUSING
MICHAEL G. SOCCI : J.D. STAMFORD/NORWALK
V. : AT NORWALK
JACK McENANY, KAREN BABROWICZ,
JOHN DOE I a/k/a JOHN McENANY,
JOHN DOE II : AUGUST 23, 2019

COMPLAINT

FIRST COUNT AS TO JACK McENANY AND KAREN BABROWICZ

1. The Plaintiff is the owner and lessor of premises located at 2 Parade Hill Road, New Canaan, Connecticut.
2. The Defendants, Jack McEnany and Karen Babrowicz, occupy 2 Parade Hill Road, Unit B, New Canaan, Connecticut pursuant to a written rental agreement which is marked as Exhibit A and will be filed with the Court in accordance with §10-29 of the Connecticut Practice Book. The lease between the parties requires the Defendants to pay rent in the amount of \$2,500.00 per month on or before the first day of each month.
3. The Defendants took possession and occupancy of the premises and have failed to pay the rent due pursuant to the written rental agreement in the month of August, 2019.
4. On August 13, 2019, the Plaintiff had served upon the Defendants a Notice to Quit demanding that they vacate the premises on or before August 20, 2019. One reason stated in the Notice to Quit for the termination of the tenancy was nonpayment of rent. The original Notice to Quit is attached hereto, marked as Exhibit B and incorporated herein by reference.

5. Although the date by which the Defendants were to vacate the premises has passed, they continue in possession.

WHEREFORE, the Plaintiff requests a judgment of immediate possession of 2 Parade Hill Road, Unit B, New Canaan, Connecticut.

SECOND COUNT – AS TO JOHN DOE I a/k/a JOHN McENANY AND JOHN DOE II

1-3. Paragraphs 1-3 of the First Count are incorporated herein by reference and realleged as Paragraph 1-3 of this the Second Count.

4. Upon information and belief, John Doe I a/k/a John McEnany and John Doe II are the adult children of either Jack McEnany or Karen Babrowicz or both of them.

5. The Plaintiff was advised by the marshal who served the Notice to Quit that John Doe I's name is John McEnany. The Plaintiff does not know the name of John Doe II.

6. The Defendants, John Doe I a/k/a John McEnany and John Doe II, never had a right or privilege to occupy the premises.

7. On August 13, 2019, the Plaintiff had served upon the Defendants, John Doe I and John Doe II, a Notice to Quit demanding that they vacate the premises on or before August 20, 2019. The reason stated in the Notice to Quit for the termination of the Defendants, John Doe I a/k/a John McEnany and John Doe II's, occupancy was that they never had a right or privilege to occupy the premises. The original Notice to Quit has been marked as Exhibit B, is attached hereto and incorporated herein by reference.

8. Although the date by which the Defendants, John Doe I and John Doe

II, were to vacate the premises has passed, they remain in possession.

WHEREFORE, the Plaintiffs request a judgment of immediate possession of 2 Parade Hill Road, Unit B, New Canaan, Connecticut.

THIRD COUNT – AS TO ALL DEFENDANTS

1-4. Paragraphs 1-4 of the First Count are incorporated by reference and realleged as Paragraphs 1-4 of the Third Count.

5. The Defendants' right to occupy the premises terminated as a result of the Defendants, Jack McEnany and Karen Babrowicz's, failure to pay rent.

6. On August 13, 2019, the Plaintiff had served upon the Defendants, Jack McEnany, Karen Babrowicz, John Doe I a/k/a John McEnany and John Doe II, a Notice to Quit demanding that they vacate the premises on or before August 20, 2019. The reason stated in the Notice to Quit for the Defendants, Jack McEnany, Karen Babrowicz, John Doe I a/k/a John McEnany and John Doe II, to vacate the premises was that although the Defendants had the right or privilege to occupy the premises, that right or privilege has terminated. The original Notice to Quit has been marked as Exhibit B, is attached hereto and incorporated herein by reference.

7. Although the date by which the Defendants were to vacate the premises has passed, they remain in possession.

WHEREFORE, the Plaintiff requests a judgment of immediate possession of 2 Parade Hill Road, Unit B, New Canaan, Connecticut.

The Plaintiff,



by _____

Michael Jon Barbarula, Esq.

11 Isaac Street

Norwalk, CT 06850

(203) 855-1177

Juris No. 403814

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PLAINTIFF'S STATEMENT OF DEMAND FOR RELIEF

The Plaintiff in the above-captioned matter respectfully requests the following relief:

AS TO ALL COUNTS:

1. A judgment of immediate possession of 2 Parade Hill Road, Unit B, New Canaan, Connecticut;
2. Reasonable use and occupancy payments during the pendency of this proceeding;
3. Such other relief as the Court may deem fair and equitable.

The Plaintiff,

by 

Michael Jon Barbarula, Esq.
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Norwalk, CT 06850
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